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TO: Examiner TALBOT, Brian **TECHNOLOGY CENTER: 1700**
GROUP ART UNIT: 1762

COMPANY: United States Patent and Trademark Office

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September 1, 2005 Your Ref No.: 10/728,130

Our Ref. No.: 4922-005 DIV
 (was 3436-013 DIV)

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Belinda J. Hunter
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PAGE 1/8 * RCVD AT 9/1/2005 4:28:31 PM [Eastern Daylight Time] * SVR:USPTO-EFAXRF-6/25 * DNIS:2738300 * CSID: * DURATION (mm-ss):12-42

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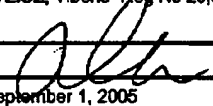
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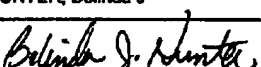
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/728,130	
	Filing Date	December 4, 2003	
	First Named Inventor	KAHL, Helmut	
	Art Unit	1762	
	Examiner Name	TALBOT, Brian K	
Total Number of Pages in This Submission	8	Attorney Docket Number	4922-005 DIV (was 3436-013 DIV)

ENCLOSURES (Check all that apply)		
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Practitioner's Docket No. 4922-005 DIV (was 3436-013 DIV)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: KAHL, Helmut

Application No.: 10 / 728,130 Group No.: 1762

Filed: December 4, 2003

Examiner: TALBOT, Brian K

For:

Process for producing a casing providing a screen against electro...

☐ *Patent No.:

Issue Date:

Reexamination No.:

NOTE: Preferably also insert inventor's name and invention title.

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I, _____
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(a) represent that I am

☐ an inventor (applicant) of this invention.☐ an assignee of this invention.

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HUNTER, Belinda J

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Terminal Disclaimer to Obviate a Double Patenting Rejection [9-4]—page 1 of 6)

WARNING: "If the patent or patent application is assigned to an organization, such as a corporation, partnership, university, [g]overnment agency or similar entity, and the disclaimer is signed by the assignee, the assignee must comply with § 3.73(b)." Notice of Oct. 15, 1993, 1158 O.G. 54-61 at 56, § 1490, M.P.E.P., 7th Edition.

☐ a representative authorized to sign on behalf of the assignee identified below.

☐ A statement under 37 C.F.R. § 3.73(b) is attached.

WARNING: See the above "WARNING."

☒ the attorney of record for this invention.

NOTE: The rules "permit an attorney or agent of record to sign a terminal disclaimer without the need to comply with § 3.73(b)." Notice of Oct. 15, 1993, 1158 O.G. 54-61, at 56. See also § 1490, M.P.E.P., 7th Edition.

IDENTITY OF ASSIGNEE AND TITLE OF DISCLAIMANT

(if applicable)

The assignee is

Name of assignee EMI-TEC Elektronische Materialien GmbH

Address of assignee Motzener Strasse 17

D-12277 Berlin, Federal Republic of Germany

Title of disclaimant authorized to sign on behalf of assignee _____

EXTENT OF DISCLAIMANT'S INTEREST

The extent of the interest in this invention that the disclaimant owns is:

☒ the whole of this invention.

☐ a sectional interest in this invention, as follows:

NOTE: Disclaimers from the whole interest must be filed.

(state the exact interest of the disclaimant)

The disclaimant(s) is/are:

☐ the applicant(s)

☒ the assignee(s)

(Terminal Disclaimer to Obviate a Double Patenting Rejection [3-4]—page 2 of 5)

RECORDAL OF ASSIGNMENT IN PTO
(if applicable)

☒ The assignment was recorded on December 4, 2003 for 10/728,130
Reel 014777 Name correction recorded on July 13, 2004
Frame 0044 Reel 014844
Frame 0456

☐ Authorization for recordal of the assignment is separately attached.
☐ A separate ☐ "ASSIGNMENT (DOCUMENT) COVER SHEET" or
☐ FORM PTO 1595 is also attached.

ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION
(if applicable)

☐ Attached is a STATEMENT UNDER 37 C.F.R. § 3.73(b) establishing the right of the assignee to take action in this case.

NOTE: Insert the appropriate page 3.

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(if applicable)

☒ The assignment was recorded on March 20, 2001 for 09/813,076
Reel 011626 Address change recorded on January 16, 2002
Frame 0065 Reel 012515
Frame 0844

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☐ Attached is a STATEMENT UNDER 37 C.F.R. § 3.73(b) establishing the right of the assignee to take action in this case.

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(Terminal Disclaimer to Obviate a Double Patenting Rejection—(Provisional Obviousness-Type Double Patenting Rejection Over A Pending Application) [9-4]— page 3 of 5)

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- ☒ Authorization is hereby made to charge the amount of \$ 110
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Date: September 1, 2005

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Signature of Practitioner

SIGNATURE OF PRACTITIONER OF RECORD

WEISZ, Tiberiu

(type or print name of practitioner)

Gottlieb Rackman & Reisman PC

P.O. Address

270 Madison Avenue, NY, NY 10016

(Terminal Disclaimer to Obviate a Double Patenting Rejection [9-4]—page 5 of 5)

DISCLAIMER
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Pending Application)

Petitioner(s) hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of any patent granted on Application No. 09 / 813,076, filed on March 20, 2004, as shortened by any terminal disclaimer. Petitioner(s) hereby agree(s) that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the above-listed application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, disclaimer does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of any patent granted on the application forming the basis of the double patenting rejection, namely, any patent granted on Application No.: _____. In the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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☐ Small entity — fee \$65.00
☐ Small entity statement attached
☐ Small entity statement already filed
☐ in patent application ____ / _____
on _____ (Date)

(Terminal Disclaimer to Obviate a Double Patenting Rejection—(Obviousness-Type Double Patenting Rejection Over A Prior Patent) [9-4]— page 4 of 5)